

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: David N. Ku
Application Serial No.: 10/658,932
Filed: September 9, 2003
For: Flexible Spinal Disc

Confirmation No.: 3113
Group Art Unit: 3738
Examiner: David H. Willse
Date: December 3, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO
OFFICE ACTION DATED SEPTEMBER 3, 2008**

Sir:

Responsive to the Office Action dated September 3, 2008, please amend the above-identified application as shown.

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to our Deposit Account No. 50-0220.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this document.

Remarks begin on page 12 of this document.